

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: William BAXENDALE, *et al.*
Serial No: 10/527,767
Filing Date: September 12, 2005
Title: Chicken Astrovirus Type 2
Confirmation No: 5168
Group Art Unit: 1648
Examiner: Hurt, Sharon L.
For: Chicken Astrovirus Type 2
Attorney Ref: 2002.016 US

February 5, 2009

NOTICE OF APPEAL

Mail Stop: AF
Commissioner of Patents
Alexandria, VA 22313

Dear Sir/Madam:

Applicants appeal to the Board of Appeals from the August 6, 2008, final rejection. Please charge the \$540.00 fee for this notice of appeal to Deposit Account No. **02-2334**.

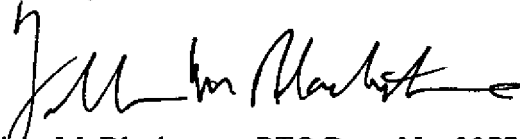
Petition for Extension of Time

Pursuant to 37 C.F.R §1.17 and 1.136(a), Applicants respectfully petition for the three month extension of time for filing a notice of appeal with the present application. Because a one month extension has already been paid as part of Applicants' December 8, 2008 filing, please charge the difference in the fee of \$980.00 (i.e., \$1,110.00 minus \$130.00) to Deposit Account No. **02-2334**.

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Applicants do not believe that any other fee is due in connection with this filing. If, however, Applicant do owe any such fee(s), the Commissioner is hereby authorized to charge the fee(s) to Deposit Account No. **02-2334**. In addition, if there is ever any other fee deficiency or overpayment under 37 C.F.R. §1.16 or 1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. **02-2334**.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William M. Blackstone", with a stylized flourish at the end.

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